IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

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WRIT PETITION NO : 1371 of 1995

Between:

1.Chintala Kanakaiah S/o. Mallaiah
R/o. Qu.No. SD-995 Hanumannagar
Ramakrishnapur Adilabad
2.Gandla Muthaiah S/o. Ramaiah
R/o. Qu.No. SD-999 Hanumannagar
Ramakrishnapur Adilabad
3. Dedde Shankar S/o. Rayamallu
R/o. Qu.No. SD-1002 Hanumannagar
Ramakrishnapur Adilabad
4. Ponnala Yellaiah S/o. Lingaiah
R/o. Qu.No. SD-937 Hanumannagar
Ramakrishnapur Adilabad

.... PETITIONERS

AND

1 The Singareni Collieries Co. Ltd., rep.by its General Manager
Ramakrishanapur Adilabad
2 The Senior Divisional Engineer Workshop, S.C. Co. Ltd.,
Ramakrishanapur Adilabad

....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ, Order or direction particularly one in the nature of Mandamus i) declaring the action of the respondent's in not issuing allotment letters to the petitioners for the quarters in which they have been staying and recovering an amount of Rs. 400/- from our wages, as illegal, arbitrary and discriminatory ii) direct the respondents to issue quarter allotment letters to the petitioners in which they have been staying.

Counsel for the Petitioners: MR.K.VASUDEVA REDDY
Counsel for the Respondents: MR.K.SRINIVASAMURTHY

The Court made the following:

ORDER:

The Writ Petition is filed by the petitioners, who are employees in the Singareni Collieries Co., Ltd, seeking direction to the respondents to allot quarters in which they are staying and recover an amount of Rs.400/- from their wages.

2. The learned counsel for the petitioners submit that similar Writ Petitions are disposed of by this Court in Writ Petition

No. 7434 of 1997 and batch dated 20th January, 2000. I am not inclined to dispose of the same in terms of the said order, as I am not sure about the factual situation in that Writ Petition. If the petitioners are further covered by the settlement during the termination, it is always open to them to make a representation and the same shall be considered in accordance with law. Therefore, the Writ Petition is disposed of directing the petitioners to submit a detailed representation to the management in this regard, if necessary by bringing to the notice of the management about settlement arrived between the management and workmen and also orders passed by this Court in similar cases, within a period of two months from the date of receipt of a copy of this order. On such representation, the management shall consider the same and pass appropriate order in accordance with law.

3. Accordingly, the Writ petition is disposed of. No costs.

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07-102004

kvrm/ycr

To

1 The Singareni Collieries Co. Ltd., rep.by its General Manager
Ramakrishanapur Adilabad
2 The Senior Divisional Engineer Workshop, S.C. Co. Ltd.,

Ramakrishanapur Adilabad

3. 2 CD copies.